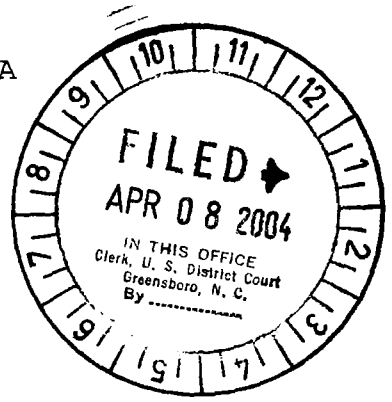


IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA



DEBBIE D. KIMES,)
)
Plaintiff,)
)
v.) 1:00CV01093
)
LABORATORY CORPORATION OF)
AMERICA, INC.,)
)
Defendant.)

ORDER AND JUDGMENT

OSTEEN, District Judge

For the reasons stated in the memorandum opinion filed this same day,

IT IS ORDERED that Plaintiff's claim of discriminatory failure to promote in violation of Title VII is **DISMISSED** for lack of subject matter jurisdiction.

IT IS ORDERED AND ADJUDGED that Defendant's Motion for Summary Judgment [31] is **GRANTED** as to all of Plaintiff's remaining claims.

This the 8th day of April 2004.

Guicam J Osteen
United States District Judge